

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

J.L. SUMMERS,

Plaintiff,

vs.

Civil Action 2:11-CV-251  
Judge Smith  
Magistrate Judge King

NARS - LOSS,  
LIBERTY OH,

Defendant.

ORDER

On April 8, 2011, the United States Magistrate Judge recommended that this action be dismissed for lack of subject matter jurisdiction. *Order and Report and Recommendation*, Doc. No. 3. Although plaintiff was advised of his right to object to the recommendation and of the consequences of his failure to do so, there has been no objection.

The *Report and Recommendation* is **ADOPTED and AFFIRMED**. This action is hereby **DISMISSED** for lack of subject matter jurisdiction.

The Clerk is **DIRECTED** to enter **FINAL JUDGMENT** in this action.

s/George C. Smith  
George C. Smith, Judge  
United States District Court